

ZFN



PATENT  
Customer No. 22,852  
Attorney Docket No. 5725.1293-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Alain GENET et al. ) Group Art Unit: 1751  
Application No.: 10/807,167 ) Examiner: Eisa B. Elhilo  
Filed: March 24, 2004 ) Confirmation No.: 6444  
For: COMPOSITION FOR DYEING KERATIN )  
FIBRES, COMPRISING A CATIONIC )  
PARA-PHENYLENEDIAMINE )  
DERIVATIVE SUBSTITUTED WITH A )  
DIAZACYCLOHEXANE OR )  
DIAZACYCLOHEPTANE RING )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37**  
**C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO/SB/08. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form PTO/SB/08.

With respect to the non-English language documents, Applicants submit the following remarks:

1. **JP-A-2004-525147** - This document is believed to be related to WO 02/078655 A2, submitted herewith.
2. **JP-T-2003-530414** - This document is believed to be related to WO 01/78664 A1, submitted herewith.
3. **JP-T-2004-506669** - This document is believed to be related to U.S. Patent Publication No. 2003/0199642 A1, cited on the attached Form PTO/SB/08.
4. **JP-A-H10-87946** - An English language abstract of this foreign language document is provided by the Japanese Patent Office, submitted herewith.
5. **JP-T-2000-513409** - This document is believed to be related to U.S. Patent No. 6,240,929 B1, cited on the attached Form PTO/SB/08, and to WO 99/50338, submitted herewith.

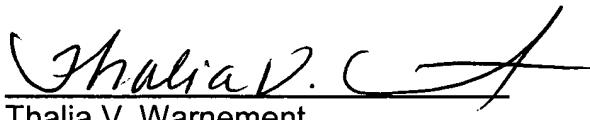
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:   
Thalia V. Warnement  
Reg. No. 39,064

Dated: April 6, 2006

**Complete if Known**

<i>APR 06 2006 TAP TO WASH</i>	Application Number	10/807,167
	Filing Date	March 24, 2004
	First Named Inventor	Alain GENET et al.
	Art Unit	1751
	Examiner Name	Eisa B. Elhilo
	Attorney Docket Number	05725.1293-00000

(Use as many sheets as necessary)

Sheet

1

of

1

**U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	1	US-2003/0199642 A1	10/23/2003	SCHNEIDER et al.	
	2	US-6,240,929 B1	06/05/2001	RICHARD et al.	

**Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.****FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
	3	JP-A-H10-87946	04/07/1998	NAOHIRO		Abstract
	4	JP-T-2000-513409	10/10/2000	L'OREAL		see U.S. 6,240,929 B1
	5	JP-T-2003-530414	10/14/2003	AVEDA CORP.		see WO 01/78664 A1
	6	JP-T-2004-506669	03/04/2004			see U.S. 2003/0199642 A1
	7	JP-A-2004-525147	08/19/2004	L'OREAL		see WO 02/078655 A2
	8	WO 99/50338	10/07/1999	L'OREAL		
	9	WO 01/78664 A1	10/25/2001	KAPSNER et al.		
	10	WO 02/078655 A2	10/10/2002	NGUYEN et al.		

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
	11	English language abstract of JP-A-H10-87946	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.